

Resolution Number 2010-16 - CC directing staff to suspend enforcement of the CDC section of 99.030

City Council

Ordinance or Resolution: Resolution

Attachments 
[Res. 2010-16](#)

RESOLUTION NO. 2010-16 WEST LINN, OREGON

A RESOLUTION OF THE WEST LINN CITY COUNCIL DIRECTING STAFF TO SUSPEND ENFORCEMENT OF COMMUNITY DEVELOPMENT CODE SECTION 99.030 B(1) AS IT RELATES TO PRE-APPLICATION REQUIREMENTS FOR CERTAIN MINOR DEVELOPMENT APPLICATIONS

WHEREAS, Subsection 99.030 B(1) of the West Linn Community Development Code ("CDC") specifically requires a pre-application conference for all development applications listed in CDC Chapter 99, unless there is a specific waiver elsewhere in the CDC; and

WHEREAS, the City processes minor applications for signs; temporary uses; home occupations; temporary use permits; sidewalk use; final plats; lot line adjustments; re-vegetation plans; and appeals for which staff has routinely not required the conduct of pre-application meetings, and

WHEREAS, Subsection 99.030 B(1) calls for staff to conduct a pre-application conference for each of the minor application types and the CDC does not contain waivers from the pre-application requirement for these minor applications; and

WHEREAS, the application of CDC Subsection 99.030 B(1) to the minor applications listed above would be overly burdensome, counter productive and may create an undue hardship for applicants; and

WHEREAS, Subsection 99.030 B(1) creates confusion for those administering the Code as other Sections of the Code specify which types of development applications require pre-applications conferences prior to submittal; and

WHEREAS, the City desires to amend the CDC to require pre-application conferences only for more significant land use applications than those considered to be minor, where it serves the public interest; and

WHEREAS, there is high volume of applications for the uses listed above; and

WHEREAS, the suspension of enforcement of Subsection 99.030 B(1) for the applications listed above will relieve applicants and staff of unnecessary burden while the City considers possible amendments to the CDC; and

WHEREAS, this Resolution will provide clarification and continuity for Staff, residents and applicants with regard to the pre-application conference requirements;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WEST LINN THAT:

Section 1: City Staff is hereby directed to suspend enforcement of the provisions of Subsection 99.030 B(1) of the Community Development Code only for the applications for signs; temporary uses; home occupations; temporary use permits; sidewalk use; final plats; lot line adjustments; re-vegetation plans; and appeals.

Section 2 : Staff is direct to initiate amendments to the CDC to consider the exemption of the application types listed in Section 1 from CDC Subsection 99.030 B(1).

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Section 3: That Section 1 of this Resolution is effective from the time this Resolution is adopted through December 31, 2010.

Section 4: This Resolution is effective upon passage.

This Resolution is adopted this 26TH day of April, 2010.

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